Case No. MAXIM.078A Date: December 23, 2002

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of

K. Hellstrand, et al.

App. No.

09/616,622

For

ACTIVATION AND PROTECTION)

OF CYTOTOXIC LYMPHOCYTES)

USING A REACTIVE OXYGEN

METABOLITE INHIBITOR

Filed

July 14, 2000

Examiner

G.R. Ewoldt

Group Art Unit

1644

I hereby certify that this correspondence and ail marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Board of Appeals and Interferences, United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on

December 23, 2002

Mullen III, Ph.D., Reg. No. 44,957

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TECH CENTER 1600/2900

Board of Appeals and Interferences United States Patent and Trademark Office P.O. Box 2327 Arlington, VA 22202

Dear Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated July 26, 2002 of the Primary Examiner finally rejecting Claims 1 and 8-13. The item(s) marked below are appropriate:

An extension of time to respond to the final rejection for 2 month(s) is hereby requested. (X)

Filing Fee:

\$160 (small entity) (X)

Time Extension Fee (if applicable):

(X) two months (\$200 small entity)

(X) Enclosed is a check in the amount of \$360.

(X) Return prepaid postcard.

Please charge any additional fees or credit overpayment to Deposit Account No. 11-1410. (X)

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160.00 OP 200.00 OP Signature

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